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DATE FILED: 11-9-10

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
HINDS COUNTY, MISSISSIPPI,

Plaintiff,

- against -

WACHOVIA BANK N.A., et al.,

Defendants.  
-----X  
-----X

ACTIVE RETIREMENT COMMUNITY, INC.,

Plaintiff,

- against -

BANK OF AMERICA, N.A. et al.,

Defendants.  
-----X

**VICTOR MARRERO, United States District Judge.**

08 Civ. 2516 (VM)

10 Civ. 8273 (VM)

**ORDER**

Upon review of the complaints and other papers filed with the Court in connection with the two cases captioned above, the Court noted that the complaints describe the same or substantially similar underlying events and operative facts, and assert claims arising out of the same or substantially similar actions against all or most of the same defendants, and that the actions are related to the numerous cases transferred to this Court by the United States Judicial Panel on Multidistrict Litigation for consolidation and supervision of pretrial proceedings as part of In re: Municipal

Derivatives Antitrust Litigation, MDL No. 1950. Accordingly,  
it is hereby

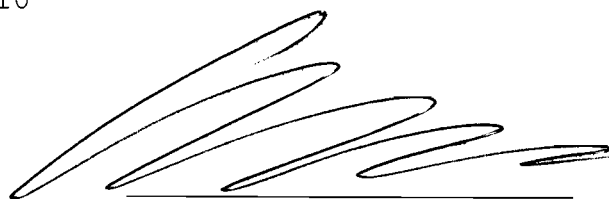
**ORDERED** that the Clerk of Court is directed to  
consolidate the two cases captioned above for all pretrial  
purposes; and it is further

**ORDERED** that all filings in connection with the  
consolidated action be docketed against the remaining lower  
number case, 08 Civ. 2516; and it is finally

**ORDERED** that the Clerk of Court close the referenced  
higher numbered case, 10 Civ. 8273, as a separate actions and  
remove it and terminate any pending motions in these cases  
from the Court's database.

**SO ORDERED.**

Dated: NEW YORK, NEW YORK  
9 November 2010

A handwritten signature in black ink, consisting of several large, sweeping loops and a final horizontal stroke.

Victor Marrero  
U.S.D.J.